

Please delete claim 13 as rewrite as new claim 15 as follows:

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~~13~~ 15. (New) The combination of claim 8 further including a cup
a² suspended within said inner liner by the abutment of a bead on said cup and
said axially extending edge.

REMARKS

By the foregoing amendment, claim 11 has been amended, and
claim 13 rewritten as new claim 15 to eliminate alleged indefiniteness thereof.
Claims 1-12, 14 and 15 are in the application.

The indication that claim 10 would be allowed if rewritten in inde-
pendent form is noted with appreciation as is the outright allowance of claims
1-7 and 14.

The rejection of claims 8, 9 and 11-13 as being anticipated by
Howes is respectfully but strongly traversed. It is axiomatic that for an anti-
cipation rejection to be proper, every requirement of the claims must be met in a
single reference. Howes does not meet this criteria.

More specifically, independent claim 8, upon which claims 9, 11,
12 and new claim 15 depend, specifically requires that the axially directed
circular edge of the outer body not only engage the inner liner, but be sealed to
it. Howes does not meet this requirement. In Howes, the inner vessel has a
wide annular flange C which merely rests upon the shoulder B of the flange A
of the outer vessel. There is no seal at this location disclosed and indeed, it is

clear that none exists. Specifically, the inner vessel of Howes includes a handle E making it clear that the inner vessel is intended to be removable from the outer vessel so as to allow the latter to be filled with water. If the inner vessel and the outer vessel of Howes were sealed to one another, it would be impossible to fill the outer vessel with water to provide the desired bath. The water is, no doubt, hot water to keep the glue in the inner vessel from becoming too viscous or drying out.

In contrast, in Applicants' invention, the seal is to provide a dead air space between the inner and outer vessel for insulation purposes. If water were put in this location, because water is a fairly good heat transfer medium, would eliminate the insulation qualities specifically recited in claim 8. At the same time, one would not install a seal in Howes because then one could not add water and the purpose of the outer vessel of Howes would be destroyed. It bears repeating, Howes does not disclose a seal at this location. Even more particularly, Howes' vessels are made of cast iron. See the fourth full paragraph in column 1 of the Howes patent. Now quite clearly, cast iron has a rough surface and no seal would be present even inherently in Howes. Consequently, claim 8 clearly structurally delineates over Howes and it would not be obvious to put a seal at that location because, as mentioned previously, that would prevent filling the outer vessel with water which would defeat the whole purpose of Howes. Thus, no question of obviousness exists as well.

Furthermore, as to claim 12, the same calls for a grip on the outer body located near the top thereof. There is no grip present on the outer body A of Howes, the only grips present being on the cover C and the inner vessel B.

As to new claim 15, the claim calls for a cup located within the inner liner and Howes fails to show or otherwise suggest that the inner vessel B contained anything other than a mass of glue. Clearly, both claims 12 and 15 provide additional reasons for patentability.

The rewriting of claim 10 has been deferred because it is believed that claim 8, on which it depends, is patentable for the same reasons.

In view of the foregoing, it is believed that the application is in allowable form and notification to that effect is solicited.

Respectfully submitted,

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APPENDIX

11. (Amended) The combination of claim 10 wherein said inner liner includes a radially outwardly directed flange located just below said axially extending edge [and said bead] and said outer body is sealed to said flange.

Delete claim 13 and rewrite as new claim 15 as follows:

15. (New) The combination of claim 8 further including a cup suspended within said inner liner by the abutment of a bead on said cup and said axially extending edge.